

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

YACHIA et al.

Filed: November 15, 2005

Serial No. 10/533,639

Conf. No. 1745

Examiner: SCHELL, Laura

Art Unit: 3767

For: **IMPLANTABLE DEVICE FOR CONTROLLED RELEASE OF A SUBSTANCE**

TERMINAL DISCLAIMER

Honorable Commissioner of
Patents and Trademarks
Alexandria, VA 22313-1450

Sir:

The owner, Innoventions, Ltd., of 100% interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer, of Co-pending Patent Application Number 10/533,640, Patent No. 6,398,718, Patent No. 6,293,923 and Patent No. 6,746,421. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the co-pending patent application and patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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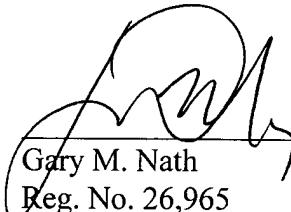
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1. X For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. XX The undersigned is an attorney of record.

Date: February 19, 2008



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